Crl. Rev. No. 377/01
(Old No. 231/1996)

Hon'ble Irshad Hussain, J.

None appear for the revisionist. Heard Sri Nandan Arya learned A.G.A. and perused the record.

The judgement of acquittal was recorded on 3.1.1996 in criminal cases no. 73/1994 and 74/1994. All the witnesses of the prosecution case, namely, Aslam, Smt. Bano and Islam were examined and all of them have turned hostile. There was no reliable evidence for prosecution of the case and therefore the learned Magistrate fully justified in coming to the conclusion that the offence was not established by cogent evidence. There being no merit in this revision as there was no miscarriage of justice by perverse or misappreciation of the material on record, therefore, the revision lack merit and it cannot be admitted and the same is dismissed in limine.

(Irshad Hussain, J.)

Dated 8.6.2004
Rawat